

ORDINANCE NO. \_\_\_\_\_

**ORDINANCE AMENDING SECTION 32.133 AND REPEALING SECTION 32.154 OF CHAPTER 32, ARTICLE V. BUSINESS LICENSES OF THE REDWOOD CITY MUNICIPAL CODE**

**WHEREAS**, Chapter 32, Article V. Sec. 32.133 of the Redwood City Municipal Code provides exemption of payment of any business license tax prescribed by any person engaged in or conducting the business of child care for six (6) or less person; and

**WHEREAS**, subsequent to the adoption of Chapter 32, Article V. Sec. 32.133 of the Redwood City Municipal Code, the California State Legislature amended Health and Safety (H&S) Code section 1596.803 (b) (2) to exempt small family day care home that provides child care for eight (8) or fewer children; and

**WHEREAS**, staff has had the opportunity to review the existing Chapter 32, Article V. Sec. 32.133 of the Redwood City Municipal Code; and

**WHEREAS**, the City Council of the City of Redwood City desires to amend Section 32.133 in order to be in conformance with California, H&S Code section 1596.803 (b) (2); and

**WHEREAS**, the City Council of the City of Redwood City desires to repeal Section 32.154 because those adjustments were nullified by Proposition 218. Section 32.154, Adjustments, required the City to adjust the base business taxes and the additive business license tax amount calculated on the basis of the average number of employees annually by a percentage equal to the percentage change in the Consumer Price Index (CPI).

**NOW, THEREFORE, BE IT ORDAINED AS FOLLOWS:**

1. Chapter 32, Article V. Section 32.133 of the Redwood City Municipal Code

is amended in its entirety to read as follows:

Nothing contained in this Article shall be deemed or construed to require the payment of any business license tax prescribed in this Article by any person engaged in or conducting the business of child day care facilities pursuant to California Health and Safety Code section 1596.803 (b) (2) as the same now exists or is hereafter amended or an adult day care facilities pursuant to California Health and Safety Code section 1569.84 as the same now exists or is hereafter amended.

2. Chapter 32, Article V. Section 32.154 is repealed in its entirety.

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